IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

WYNDHOLME VILLAGE, LLC, et al.

Plaintiffs and Counterdefendants

CIVIL ACTION NO. L01-3809 v.

NADIF OF WYNDHOLME, LLC, et al.

Defendants and Counterplaintiffs

MOTION FOR PARTIAL SUMMARY JUDGMENT ON AMENDED COUNTERCLAIM

Counterplaintiff NADIF of Wyndholme, LLC (NADIF), hereby moves for summary judgment on claims brought by it against Wyndholme Village, LLC, James M. Lancelotta and Katherine A. Lancelotta in Counts I and II of the amended counterclaim, filed in this action. The grounds for this motion, as amplified in the attached support memorandum, are that there are no disputed materials facts and NADIF is entitled to the judgment as a matter of law.

/s/ William C. Sammons

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Attorneys for Defendants and Counterplaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of August 2003, a copy of the foregoing Counterplaintiff's Motion for Partial Summary Judgment on Amended Counterclaim, Memorandum in Support, and proposed Order was sent by first class mail, postage prepaid to:

> Howard J. Schulman, Esquire Schulman & Kaufman, LLC One Charles Center 100 North Charles Street Suite 600 Baltimore, Maryland 21201 Attorneys for Plaintiffs and Counterdefendants

Howard "Rusty" Zukerman 62 Terrehans Lane Syosset, New York 11791 Defendant

Stuart C. "Neil" Fisher 173 Root Trail Palm Beach, FL 33480 Defendant

/s/ William C. Sammons

William C. Sammons